

Calendar No. 349

104TH CONGRESS
2D SESSION

S. 699

[Report No. 104-244]

To amend the Ethics in Government Act of 1978, to extend the authorization of appropriations for the Office of Government Ethics for seven years, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 6 (legislative day, APRIL 5), 1995

Mr. COHEN (for himself and Mr. LEVIN) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

MARCH 27 (legislative day, MARCH 26), 1996

Reported by Mr. STEVENS, with an amendment

[Omit the part struck through and insert the part printed in *italics*]

A BILL

To amend the Ethics in Government Act of 1978, to extend the authorization of appropriations for the Office of Government Ethics for seven years, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Office of Government
5 Ethics Authorization Act of ~~1995~~ 1996”.

1 **SEC. 2. GIFT ACCEPTANCE AUTHORITY.**

2 Section 403 of the Ethics in Government Act of 1978
3 (5 U.S.C. App. 5) is amended—

4 (1) by inserting “(a)” before “Upon the re-
5 quest”; and

6 (2) by adding at the end the following:

7 “(b)(1) The Director is authorized to accept and uti-
8 lize on behalf of the United States, any gift, donation, be-
9 quest, or devise of money, use of facilities, personal prop-
10 erty, or services for the purpose of aiding or facilitating
11 the work of the Office of Government Ethics.

12 “(2) No gift may be accepted—

13 “(A) that attaches conditions inconsistent with
14 applicable laws or regulations; or

15 “(B) that is conditioned upon or will require
16 the expenditure of appropriated funds that are not
17 available to the Office of Government Ethics.

18 “(3) The Director shall establish written rules setting
19 forth the criteria to be used in determining whether the
20 acceptance of contributions of money, services, use of fa-
21 cilities, or personal property under this subsection would
22 reflect unfavorably upon the ability of the Office of Gov-
23 ernment Ethics, or any employee of such Office, to carry
24 out its responsibilities or official duties in a fair and objec-
25 tive manner, or would compromise the integrity or the ap-

1 pearance of the integrity of its programs or any official
 2 involved in those programs.”.

3 **SEC. 3. EXTENSION OF AUTHORIZATION OF APPROPRIA-**
 4 **TIONS.**

5 The text of section 405 of the Ethics in Government
 6 Act of 1978 (5 U.S.C. App. 5) is amended to read as fol-
 7 lows: “There are authorized to be appropriated to carry
 8 out this title such sums as may be necessary for each of
 9 fiscal years 1996 through 2002.”.

10 **SEC. 4. REPEAL AND CONFORMING AMENDMENTS.**

11 (a) REPEAL OF DISPLAY REQUIREMENT.—The Act
 12 entitled “An Act to provide for the display of the Code
 13 of Ethics for Government Service,” approved July 3, 1980
 14 (5 U.S.C. 7301 note), is repealed.

15 (b) CONFORMING AMENDMENTS.—

16 (1) FDIA.—Section 12(f)(3) of the Federal De-
 17 posit Insurance Act (12 U.S.C. 1822(f)(3)) is
 18 amended by striking “, with the concurrence of the
 19 Office of Government Ethics,”.

20 (2) ETHICS IN GOVERNMENT ACT OF 1978.—(A)
 21 The heading for section 401 of the Ethics in Gov-
 22 ernment Act of 1978 is amended to read as follows:
 23 “ESTABLISHMENT; APPOINTMENT OF DIRECTOR”.

24 (B) Section 408 of such Act is amended by
 25 striking “March 31” and inserting “April 30”.

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